

**BEFORE THE
BOARD OF
OIL, GAS
AND MINING
DEPART-
MENT OF
NATURAL
RESOURCES
STATE OF
UTAH**

in the matter of the request for agency action of bill barrett corporation for an order pooling all interests, including the compulsory pooling of the interests of certain non-consenting or unlocatable owners, in special drilling unit #27, established for the production of oil, gas and associated hydrocarbons from the lower green river-wasatch formations, comprised of lots 6-9 of section 27 and lot 2 of section 34, township 6 south, range 19 east, slm, and lot 1, s½, E½NW¼, W½NE¼ and SE¼NE¼ of section 33 and lots 1-3 of section 34, township 2 south, range 2 east, usm, uintah county, utah

**NOTICE OF
OPPORTUNITY
TO LEASE OR
PARTICIPATE IN
OIL AND GAS
WELLS AND
OF FILING OF
REQUEST FOR
AGENCY ACTION
AND HEARING
THEREON**

Docket No. 2015-018 Cause No. 139-132

BILL BARRETT CORPORATION ("BBC") TO BRADLEY SHOLL, BRIAN SHOLL, TRANSCONTINENTAL OIL CORPORATION, KENAI PARTNERS 1980 DRILLING FUND - SERIES 3, TAMARACK ENERGY, INC., GRACECHURCH, INC., AND ANY AND all parties not already leased or participating in the wells

described below and claiming oil and gas ownership in THE CAPTIONED UINTAH COUNTY, UTAH LANDS BY, through or under the estates of the following deceased parties: STANFORD R. MAHONEY, C. LYNN MAHONEY, LESTER C. NEELY, EDWARD N. BAGLEY, JUSTINE SHIVERS, DUWARD M. DAVIS, LAVINA may DAVIS, STUART B. PETT, RICHARD F.

BECK, MARRELL WILKINS, BENNIE SCHMIETT, GERTRUDE FEATHERSTONE, A.AUSTIN SMITH, DEAN J. HAM a/k/a DEAN J. HAMM, GEORGE B. KOHLERT, RUTH KOHLERT, ROBERT JAMES COOK, CARROLL W. BURT, LOUIS E. GOFF, PAULINE B. COOK, ELVIRA MEEKER A/K/A ELVIRA JANSSEN, ELBERT E. HARTWELL, MICHAEL C. RILEY, AND MRS. W.E. BLOCK A/K/A MARGARET MILLER BLOCK:

Notice is hereby given that BBC has filed a Request for Agency Action on April 10, 2015 (the "RAA") with the Utah Board of Oil, Gas and Mining (the "Board") seeking: (1) the compulsory pooling of your oil and gas interest in the Captioned Lands previously established as a drilling unit in the Board's Order entered on April 16, 1975 in Cause No. 131-27, as modified by the Orders entered on April 17, 1985 in Cause No. 139-42, and entered on November 14, 2013 in Cause No. 139-106; (2) to declare you as a "non-consenting owner" in

PROOF OF PUBLICATION

STATE OF UTAH,

}S.S.

County of Uintah

I, ALYSSA SPRINGER, being duly sworn, depose and say that I am the Legals Manager of The Vernal Express, a weekly newspaper of general circulation, published each week at Vernal, Utah, that the notice attached hereto was published in said newspaper for 3 publication(s), the first publication having been made on April 21, 2015 and the last on May 5, 2015, that said notice was published in the regular and entire issue of every number of the paper during the period and times of publication, and the same was published in the newspaper proper and not in a supplement; and was published on Utahlegals.com, a website established by the Utah Press Association through the collective efforts of Utah's newspapers, on the same day as the first newspaper publication and the notice remained on Utahlegals.com until the last day of publication.

344 lines. Publication fee, \$1,032.25.

This page is not a billing statement or invoice, but a proof of publication. Please make payment from billing invoice.

By 

Legals Manager

Subscribed and sworn to before me May 5, 2015.



Notary Public, Residence, Roosevelt, Utah



FILED

MAY 11 2015

**SECRETARY, BOARD OF
OIL, GAS & MINING**

the FD 1-33-2-2, FD 3-33-2-2, FD 7X-33-2-2, FD 9-33-2-2 and FD 11-33-2-2 Wells located on said lands (the "Subject Wells"); and (3) impose a non-consent penalty of 300% of your share of the costs of staking the location, wellsite preparation, rights-of-way, rigging up, drilling, reworking, recompleting, deepening or plugging back, testing and completing each of the Subject Wells, including the cost of equipment in the well to and including the wellhead connections, as just and reasonable compensation to the consenting owners, subject to the payment of the average weighted fee royalty to be determined by the Board during the recovery period, among other relief. A copy of the RAA may be obtained from the Board's Secretary (1594 W. North Temple, Suite 1210, Salt Lake City, UT 84116).

Additionally, notice is hereby given that the Board will conduct a hearing on the RAA on Wednesday, May 27, 2015 at 9:00 a.m., or as soon as possible thereafter, in the Auditorium of the Department of Natural Resources, 1594 West North Temple, Salt Lake City, Utah. The hearing will be conducted as a formal administrative adjudication in accordance with the rules of the Board as set forth in Utah Administrative Code Rules R641 et seq. as provided for by Utah Code Ann §63G-4-101 through 601. This Notice is being published pursuant to an Order of the Board and in accordance with the Board's procedural rules.

You should contact Kevin Funk, Landman at BBC, 1099 – 18th Street, Suite 2300, Denver, CO 80202, Telephone: (303) 312-8164, regarding the opportunity: (1) to lease your interest in the Captioned Lands if you are currently an unleased oil and gas owner; or (2) to participate as a working interest owner by entering a joint operating agreement and by paying your proportionate share of the costs of drilling and completing each of the Subject Wells. Failure to respond to the RAA or to participate in any of the Subject Wells by entering into a lease or by paying your share of the drilling and completing costs for a well, will result in you being deemed a non-consenting owner, and therefore, subject to force pooling and a possible non-consent penalty of up to 300% that may be imposed by the Board at the May 27, 2015 hearing.

Objections to the RAA shall be filed with the Secretary of the Board at the address indicated above and served upon BBC's counsel identified below no later than May 11, 2015. Objections filed later may be considered by the Board at or before the regularly scheduled hearing for good cause shown. A party must file a timely written objection or other response in order to participate as a party at the Board hearing. Natural persons may appear and represent themselves before the Board. All other representation by parties before the Board will be by attorneys licensed to practice law in the State of

Utah, or attorneys licensed to practice law in another jurisdiction which meets the rules of the Utah State Bar for practicing before the Utah courts. Attorney representation may be waived by the Board upon petition and good cause shown. Persons interested in this matter may participate pursuant to the procedural rules of the Board. A party who fails to attend or participate in the hearing may be held in default.

Please govern yourself accordingly. Dated this 15th day of April, 2015.
MacDONALD & MILLER MINERAL LEGAL SERVICES, PLLC Frederick M. MacDonald, Esq.
7090 S. Union Park Avenue, Suite 400
Midvale, UT 84047
Telephone: (801) 676-0050 Facsimile: (801) 676-0051
E-mail: fred@macmillerlegal.com Attorneys for Petitioner Bill Barrett Corporation.

Publish in the Vernal Express April 21, 28 and May 5, 2015.